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UNITED STATES DEPARTMENT OF AGRICULTURE  
AGRICULTURAL ADJUSTMENT ADMINISTRATION  
Washington, D. C.

1938 RANGE CONSERVATION PROGRAM  
NORTH CENTRAL REGION

Instructions for Listing Range Program Data and Adjusting  
Grazing Capacity in Counties in Nebraska and South  
Dakota in Which a Range Program is Carried on in  
Connection with the 1938 Agricultural  
Conservation Program

The data to be used in the 1938 Range Conservation Program for all ranches for which a 1938 Statement of Intentions, form NCR-253, has been executed will be listed in the county office on the range listing sheet, form NCR-255. The clerical assistants will list the data indicated for the columns from form NCR-253. One set of the listing sheets will be prepared in black ink and forwarded to the State office.

Data will be listed only for ranching units for which a form NCR-253 has been executed and filed in the county office on or before May 15, 1938. If any forms NCR-253 are found to be in error or incomplete, such errors must be corrected and the forms NCR-253 completed before the data for such ranching units are listed. Data for all land which is to be included in the 1938 Range Conservation Program must be on forms NCR-253 on or before July 1, 1938. No data shall be listed on the Range Listing Sheet, form NCR-255, until all forms NCR-253 have been completed and such forms checked for errors and completeness.

The county committee shall assign to each of the range inspector districts a range inspector district number. Begin with number 1 and assign consecutive numbers to each range inspector district.

Arrange all forms NCR-253 alphabetically by operators in each range inspector district. Begin with number 1 and assign consecutive serial numbers to each form NCR-253 for the county.

I. Preparation of Range Listing Sheet.

Enter in the spaces provided at the top of the range listing sheet the number of the range inspector district, the name of the range inspector who executed forms NCR-253 in the range inspector district,



the county normal average grazing capacity limit, the range inspector district normal average grazing capacity limit, the name of the State, county, and clerical assistant.

## II. Instructions for Listing Data.

In accordance with the following instructions, range program data will be listed alphabetically by range inspector districts. Each range inspector district shall include all the ranching units within an area for which a range inspector district normal average grazing capacity has been established. The clerical assistant will enter the data as indicated by the column headings in columns (1) to (12), inclusive, and (21), (23), (25), (26), and (27). The entries in columns (13) to (20), inclusive, will be made in the State office. No entries will be made in columns (22), (24), or (28) to (35), inclusive, until instructions for such entries are issued.

Enter in column (1) the 1938 serial number for each ranching unit.

Enter in column (2) the name of the ranch operator. Such entry shall be taken from the first line of Section I of NCR-253. The names of ranch operators shall be listed alphabetically by range inspector districts. List the surnames first, followed by the given names or initials as signed by the operators on NCR-253.

Enter in column (3) the address of the ranch operator. Such entry shall be taken from the corresponding entry in Section I of NCR-253.

Enter in column (4) the location of the ranch headquarters. Such entry shall be taken from the corresponding entry in Section I of NCR-253.

Enter in column (5) the size of the ranch. Such entry shall be taken from line (a), Section II of NCR-253.

Enter in column (6) the total acreage of range land. Such entry shall be taken from line (b), Section II of NCR-253.

Enter in column (7) the total acreage of farmland. Such entry shall be taken from line (c), Section II of NCR-253.

Enter in column (8) the total acreage of other land. Such entry shall be taken from line (d), Section II of NCR-253.

Enter in column (9) the grazing capacity recommended by the range inspector in acres per animal unit. Such entry shall be taken from the total line in column (c), Section IV of NCR-253.



Enter in column (10) the range inspector recommended grazing capacity in total animal units rounded to one decimal. Such entry shall be obtained by dividing the entry in column (6) by the corresponding entry in column (9). Compare the entry in column (10) to the entry on the total line in column (d), Section IV, NCR-253, to determine that these entries check within the amount that may be accounted for due to rounding of decimals in previous computations in Section IV of NCR-253. In case such entries do not check within the above requirement, check the computation of such entries and make the necessary correction.

Enter in column (11) the county committee's adjusted grazing capacity in acres per animal unit. The adjustments in this column are provided for the purpose of maintaining equity between the grazing capacities established on individual ranches. The district range inspector shall be consulted in all cases where the adjusted entry in column (11) differs from the grazing capacity recommended by the range inspector in column (9).

Enter in column (12) the county committee's adjusted grazing capacity in total animal units. Such entry shall be obtained by dividing the entry in column (6) by the entry in column (11) and rounding to one decimal.

After adjustments of individual ranching unit grazing capacities have been made by the county committee and the entries of such adjustments made in columns (11) and (12), the clerical assistant will proceed as follows:

- (1) Obtain range inspector district totals of the entries in columns (5), (6), (7), (8), (10), and (12). The cross addition of the totals in columns (6), (7), and (8) for each district shall equal the total in column (5).
- (2) Divide the range inspector district total of column (6) by the corresponding entry in column (10) and enter the result, rounded to one decimal, on the range inspector district total line in column (9).
- (3) Divide the range inspector district total of column (6) by the corresponding entry in column (12), and enter the result, rounded to one decimal, on the range inspector district total line in column (11).



### III. Listing Livestock Data.

The clerical assistant shall transfer the data from Section VI of the NCR-253 to the Range Listing Sheet, columns (21), (23), (25), (26), and (27).

Enter in column (21) the total number of cattle. Such entry shall be taken from the first line of Section VI, NCR-253.

Enter in column (23) the total number of horses and mules. Such entry shall be taken from the second line of Section VI, NCR-253.

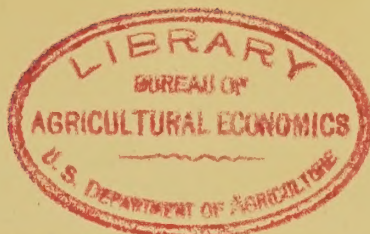
Enter in column (25) the total number of sheep. Such entry shall be taken from the third line of Section VI, NCR-253.

Enter in column (26) the total number of animal units represented by the corresponding entry in column (25). Such entry shall be obtained by dividing the entry in column (25) by 5.

Enter in column (27) the total animal units. Such entry shall be obtained by adding the corresponding entries in columns (21), (23), and (26).

Obtain range inspector district totals for columns (21), (23), (25), and (27), and enter such totals on the total line in the respective columns for each district.

After the clerical assistants have made all entries and computations as provided heretofore, the member of the county committee in charge of the range program, in cooperation with a representative of the State committee, shall review the entries and computations to see that they are accurate and complete, and shall submit the listing sheets to the State committee.



NCR-251-J

June 9, 1938

UNITED STATES DEPARTMENT OF AGRICULTURE  
AGRICULTURAL ADJUSTMENT ADMINISTRATION

JUL 28 1938

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1938 Jones County, South Dakota,  
Range Conservation Program Bulletin

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1938 JONES COUNTY, SOUTH DAKOTA,  
RANGE CONSERVATION PROGRAM BULLETIN

This bulletin sets forth provisions for establishing an individual range building goal to be attained as quickly as possible and at least by the end of three years, and yearly cumulative goals which should be attained by the end of each respective year and which accumulate to equal the three-year range-building goal. Subject to the provisions of this bulletin and within the yearly range-building allowance, payment will be made for the attainment of these separate yearly goals. Goals in all cases include the retention of 20 percent of the annual growth of palatable forage at the end of the grazing season, the showing of performance of a designated quantity of practices listed in this bulletin, and may include at the discretion of the committee the performance of additional non-listed range-building practices considered essential to the conservation of the range land in the ranching unit. All payments are contingent upon the attaining of the yearly cumulative goal; there is no provision for partial performance. For those ranches for which the number of units of listed practices in the cumulative goal for the year in question is no larger than the number of units of such practices in the cumulative goal for the previous year, a payment of 75 percent of the annual range-building allowance will be made, provided the requirements of the goal for that year are met.

Pursuant to the authority vested in the Secretary of Agriculture under Sections 7 to 17, inclusive, of the Soil Conservation and Domestic Allotment Act, as amended, and in connection with the effectuation of the purposes of Section 7(a) of said Act in 1938, payments will be made for participation in the 1938 Jones County, South Dakota, Range Conservation Program in accordance with the provisions of this bulletin and such modifications thereof or other revisions as may hereafter be made.

The provisions of this program are necessarily subject to such legislation affecting said program as the Congress of the United States may hereinafter enact; the making of the payments herein provided are contingent upon such appropriations as the Congress may hereinafter provide and such payments may be increased or decreased, by not more than 10 percent, depending upon the extent of participation in the 1938 Range Conservation Program.

The provisions of the 1938 Jones County, South Dakota, Range Conservation Program contained in the bulletin are not applicable (1) to counties other than Jones County, South Dakota, and (2) to public domain of the United States, and other lands in which the beneficial ownership is in the United States.

The provisions of this bulletin are to be renewed each year through 1940 except in case the Agricultural Adjustment Administration finds that (1) the national range program has been modified in such manner as to adopt the essential provisions of the Jones County, South Dakota, Program or is otherwise modified in such manner as to indicate a continuation of the Jones County Program is unnecessary or undesirable, or (2) the resulting performance under this program has proven it is not administratively feasible, and that it is not contributing to the improvement of the national range program, or for other reasons indicates its continuation is undesirable, or (3) modifica-



tions of the Soil Conservation and Domestic Allotment Act, as amended, or the Agricultural Adjustment Act of 1938 are such as to prohibit its continuation, or are such as to indicate its continuation is not administratively advisable.

Section I. Range-Building Allowance. The range-building allowance shall be \$1.40 times the grazing capacity (expressed as animal units) of the range land in the ranching unit, provided, that this item shall not be calculated on more than one animal unit for each ten acres of range land in the ranching unit.

Section II. Payment for Full Performance.

A. For those ranches for which the quantity of practices selected from subsection C, Section XII, which are in the cumulative goal for the year in question is in excess of the quantity of practices selected from subsection C, Section XII, which are in the cumulative goal for the previous year, payment will be made for attaining the goal for the year in question in an amount which shall be equal to the yearly range-building allowance.

B. For those ranches for which the quantity of practices selected from subsection C, Section XII, which are in the cumulative goal for the year in question is not in excess of the quantity of practices selected from subsection C, Section XII, which are in the cumulative goal for the previous year, payment will be made for attaining the goal for the year in question in an amount equal to 75 percent of the yearly range-building allowance.

Section III. Conditions of Payment.

A. No payment will be made with respect to any ranching unit for which the yearly range building goal does not include the following practices and unless full performance is shown for those practices on that ranching unit.

1. Natural reseeding by limited grazing to assure that 20 percent of the palatable forage growth is retained at the end of the grazing season on all range land in that ranching unit, as indicated by comparison with adjacent non-grazed check-plot areas specified for the ranching unit, supplemented if specified in the range building goal by deferred or rotational grazing, provided if deferred or rotational grazing is specified for the ranching unit the conditions of grazing shall be as follows:

- (a) Upon ranching units on which cattle or horses are grazed, the area to be kept free of grazing shall be fenced and the fences maintained sufficiently to prevent the entry of livestock;
- (b) on ranching units used exclusively for grazing sheep, either the area to be kept free of grazing shall be fenced and the fence maintained sufficiently to prevent entry of livestock or the entry of livestock on the non-grazed area shall be prevented by herding;



- (c) the remaining range land in such ranching unit shall not be pastured to such an extent as will decrease the stand of grass or injure the forage, tree growth or water shed;
- (d) such practices shall not be applicable to range land in the ranching unit which normally is not used for grazing during the period from the start of the forage growth to seed maturity.

Provided further, if because of fire, insect or rodent damage, or other uncontrollable causes, the palatable forage growth in the check-plot areas is not representative of the palatable forage growth upon the range land in the ranching unit at large, no payment will be made with respect to that ranching unit unless it can be established by the operator that the number of animal units grazed upon the ranching unit during the grazing season did not exceed the number of animal units in the grazing capacity for that ranching unit.

B. No payment will be made with respect to any ranching unit unless the performance for those practices which are included as a part of the range building goal and the respective yearly cumulative goals for that ranching unit, but not listed in subsection C, Section XII, is shown in the year specified and in a manner satisfactory to the State and county committee.

C. Practices listed in subsection C, Section XII, which are a part of the range building goal and which are carried out with labor or materials furnished by any State or Federal agency shall not be eligible in the year of performance for meeting the range building goal if the portion of the labor or materials furnished by any State or Federal agency represents one-half or more of the total cost of carrying out such practices. If the portion of the labor or materials, used in carrying out such practices furnished by any State or Federal agency represents less than one-half of the total cost of carrying out such practices, one-half of the amount of such practices shall be eligible in the year of performance for use in attaining the range building goal for the ranching unit.

D. No payment will be made with respect to any ranching unit in excess of the range-building allowance for such ranching unit. No range-building practice shall be eligible for use in attaining the range building goal unless carried out according to specifications recommended by the State committee and approved by the Director of the North Central Division. All such practices must be in a proper state of maintenance at the time of checking performance.

E. Payments made for attaining the range building goal for a ranching unit shall not be subject to the provisions of Section V of the Agricultural Conservation Program bulletin, as amended.

#### Section IV. Changes in Leasing Arrangements and Other Devices.

A. No payment will be made to any person who has for 1938 made any change from the 1937 leasing arrangements of range land for the purpose of,



or which would have the effect of, diverting to such person any payment to which any lessee would be entitled if the 1937 leasing arrangements of such range land were in effect for 1938. If the State committee finds that any person who files an application for a payment pursuant to the provisions of the 1938 Jones County, South Dakota, Range Conservation Program has made any changes from the 1937 leasing arrangements of such range land or has employed any other scheme or device whatsoever for the purpose of, or which would have the effect of, depriving any other person of any payment or share therein to which such other person otherwise would be entitled, the Secretary may withhold in whole or in part from the person participating in such a scheme or device, or require such person to refund in whole or in part, the amount of any payment which has been or otherwise would be made to such person for performance in connection with the 1938 Jones County, South Dakota, Range Conservation Program.

B. If on any ranching unit in 1938 any change of the leasing arrangements which existed on the ranching unit in 1937 is made between the landlord and the tenants and such change would cause a greater proportion of the payment to be made to the landlord under the 1938 Jones County, South Dakota, Range Conservation Program than would have been made to the landlord for performance on the ranching unit under the 1937 Range Conservation Program, payment to the landlord under the 1938 Jones County, South Dakota, Range Conservation Program with respect to the ranching unit shall not be greater than the amount that would have been paid to the landlord if the arrangements which existed on the ranching unit in 1937 had been continued in 1938, if the county committee certifies that the change is not justified and disapproves such change.

C. If on any ranching unit the number of tenants in 1938 is less than the average number on the ranching unit during the years 1935 to 1937, inclusive, and such reduction would increase the payments that would otherwise be made to the landlord, such payments to the landlord shall not be greater than the amount that would otherwise be made if the county committee certifies that the reduction is not justified and disapproves such reduction.

#### Section V. Eligibility for Payment.

A. Application for range-building payment may be made only by ranch operators. Range-building payments will be made to (1) a sole ranch operator, or (2) each ranch operator of a group of two or more ranch operators, provided they all signify in the application for the range-building payment a percentum of the total payment to be made to each ranch operator. In case there are two or more ranch operators, the application must be made by all of them, except that in cases where any ranch operator refuses to sign the application for payment the county committee shall determine the percentage share of each ranch operator and payment of his percentage share will be made to each ranch operator applying for payment in accordance with such determination.

B. Any person who knowingly plants cotton on any farm in 1938 on acreage in excess of the cotton acreage allotment established for the farm for 1938 shall not be eligible for any payment under the provisions of the 1938 Jones County, South Dakota, Range Conservation Program. Any person



having an interest in the cotton crop on a farm on which cotton is planted in 1938 on acreage in excess of the cotton acreage allotment for the farm for 1938, shall be presumed to have knowingly planted cotton on such farm on acreage in excess of such farm cotton acreage allotment, if notice of his allotment is mailed to him prior to the completion of the seeding of cotton on the farm unless such person establishes the fact that the excess acreage planted to cotton was due to his lack of knowledge of the number of acres in the tract(s) planted to cotton. Such notice, if mailed to the operator of the farm, shall be deemed to be notice to all persons sharing in the production of cotton thereon in 1938.

C. Payments will be made only upon application submitted through the county office. The Secretary reserves the right (1) to withhold payment to any ranch operator who fails to file any form or furnish any information required with respect to any ranching unit in which such ranch operator is interested, and (2) to refuse to accept any application for payment if such application or any other form or information required is not submitted to the county office within the time fixed by the Director of the North Central Division. At least two weeks' notice to the public shall be given in advance of the expiration of a time limit for filing prescribed forms.

Section VI. Payment Restricted to Effectuation of the Purposes of the Program. All or any part of any payments which otherwise would be made to any person under the 1938 Jones County, South Dakota, Range Conservation Program may be withheld (1) if he has adopted any practice or been a party to the establishment of any goals which the Secretary determines tend to defeat any of the purposes of this program, (2), if, by means of any corporation, partnership, estate, trust, or any other device, or in any manner whatsoever, he has offset, or has participated in offsetting, in whole or in part, the performance for which such payment is otherwise authorized, or (3) if, with respect to forest land or woodland owned or controlled by him, he adopts any practice which the Director of the North Central Division finds is contrary to sound conservation practices.

No payment will be made to any person if it is determined in accordance with instructions issued by the Agricultural Adjustment Administration, that with respect to any ranch which he owns or operates, the stand of grass has been decreased or the forage, tree growth, or watershed has been injured by overgrazing in 1938.

Section VII. Payments Computed and Made Without Regard to Claims.

Any payment or share of payment shall be computed and made without regard to questions of title under State law, without deduction of claims for advances (except as provided in Section X), and without regard to any claim or lien against any crop or livestock, or proceeds thereof, in favor of the owner or any other creditor.

Section VIII. Increase in Small Payments. The total payment computed for any person for any year with respect to any ranching unit shall be increased as follows:

- (1) Any payment amounting to 71 cents or less shall be increased to \$1.00;



(2) Any payment amounting to more than 71 cents but less than \$1.00 shall be increased by 40 percent;

(3) Any payment amounting to \$1.00 or more shall be increased in accordance with the following schedule:

Amount of pay- ment computed	: Increase in : payment	Amount of pay- ment computed	: Increase in : payment
\$1.00 to 1.99	\$0.40	\$32.00 to 32.99	10.40
2.00 to 2.99	0.80	33.00 to 33.99	10.60
3.00 to 3.99	1.20	34.00 to 34.99	10.80
4.00 to 4.99	1.60	35.00 to 35.99	11.00
5.00 to 5.99	2.00	36.00 to 36.99	11.20
6.00 to 6.99	2.40	37.00 to 37.99	11.40
7.00 to 7.99	2.80	38.00 to 38.99	11.60
8.00 to 8.99	3.20	39.00 to 39.99	11.80
9.00 to 9.99	3.60	40.00 to 40.99	12.00
10.00 to 10.99	4.00	41.00 to 41.99	12.10
11.00 to 11.99	4.40	42.00 to 42.99	12.20
12.00 to 12.99	4.80	43.00 to 43.99	12.30
13.00 to 13.99	5.20	44.00 to 44.99	12.40
14.00 to 14.99	5.60	45.00 to 45.99	12.50
15.00 to 15.99	6.00	46.00 to 46.99	12.60
16.00 to 16.99	6.40	47.00 to 47.99	12.70
17.00 to 17.99	6.80	48.00 to 48.99	12.80
18.00 to 18.99	7.20	49.00 to 49.99	12.90
19.00 to 19.99	7.60	50.00 to 50.99	13.00
20.00 to 20.99	8.00	51.00 to 51.99	13.10
21.00 to 21.99	8.20	52.00 to 52.99	13.20
22.00 to 22.99	8.40	53.00 to 53.99	13.30
23.00 to 23.99	8.60	54.00 to 54.99	13.40
24.00 to 24.99	8.80	55.00 to 55.99	13.50
25.00 to 25.99	9.00	56.00 to 56.99	13.60
26.00 to 26.99	9.20	57.00 to 57.99	13.70
27.00 to 27.99	9.40	58.00 to 58.99	13.80
28.00 to 28.99	9.60	59.00 to 59.99	13.90
29.00 to 29.99	9.80	60.00 to 185.99	14.00
30.00 to 30.99	10.00	186.00 to 199.99	Increase to 200.00
31.00 to 31.99	10.20	200.00 and over	No increase

Section IX. Deductions for Association Expenses. There shall be deducted pro rata from the payments with respect to any ranching unit all or such part as the Secretary may prescribe of the estimated administrative expenses incurred or to be incurred by the county agricultural conservation association in the county in which the ranching unit is located.

Section X. Assignments. Any person who may be entitled to any payment in connection with the 1938 Agricultural Conservation Program may assign his interest in such payment as security for cash loaned or advances made for the purpose of financing the making of a crop in 1938. No such assignment



will be recognized unless (1) the assignment is made in writing on Form ACP-69 in accordance with instructions issued by the Agricultural Adjustment Administration, and is filed in the office of the county agricultural conservation association; (2) the farmer files with the assignment a statement that the assignment is made to pay or secure an indebtedness incurred in connection with financing the making of a crop in 1938 and not to pay or secure any pre-existing indebtedness; and (3) the person to whom such assignment is made certifies that the payment is being assigned without discount for such purpose.

Nothing contained in this Section X shall be construed to give an assignee a right to any payment other than that to which the farmer is entitled nor shall the Secretary or any disbursing agent be subject to any suit or liability if payment is made to the farmer without regard to the existence of any such assignment.

Section XI. Establishment of Grazing Capacities. There shall be established a grazing capacity for each ranching unit for which an application for determination of grazing capacity is received on or before a date established by the Director of the North Central Division as affording reasonable opportunity for the filing of such applications. In determining grazing capacity, consideration shall be given to the following: (a) composition, palatability, and density of forage growth; (b) climatic fluctuations; (c) distribution and character of watering facilities; (d) topographic and cultural features; (e) presence or absence of rodents and poisonous plant infestations; and (f) number and classes of livestock previously carried. The average of the individual grazing capacities established for all ranching units in a county shall not exceed the county average grazing capacity limit established by the Agricultural Adjustment Administration on the basis of available statistics.

Section XII. Establishment of Range-Building Goals.

A. Range-Building Goal. There shall be established for each ranching unit a range-building goal which shall consist of that list of practices, requirements, and methods of range management most suited to the promotion of an economic and conservation use of the range, and the assurance that the range will not be stocked in excess of the sustainable grazing capacity of the range land in the ranching unit. This goal shall be one which is attainable at least by the end of 1940, but shall not be one which is attainable, within the limits of the range-building allowance, prior to 1940 unless it can be shown that the performance of additional range-building practices or of additional units of the same range-building practice will contribute nothing further to the effectuation of the purposes of this program. This goal shall include only those practices the performance of which is to occur during the period November 1, 1937, to October 31, 1940. This goal shall be developed at the beginning of the 1938 grazing season by the State and county committees and the ranch operator.

B. Yearly Cumulative Goal. Within the range-building goal, and subject to approval by the State committee, yearly cumulative goals shall be established for each ranching unit which shall be used as a basis for determining performance in each respective year. These yearly range-building goals shall



accumulate in the least number of years possible to the range-building goal for the ranching unit. The yearly cumulative goals shall be such as to require performance in keeping with the size of the range-building allowance. The county committee shall not establish for any ranching unit a yearly cumulative goal consisting of practices selected from subsection C, Section XII, in excess of the quantity of practices selected therefrom in the yearly cumulative goal for the preceding year, unless the performance required to attain such goal is reasonably commensurate with the additional payment which will be made for that performance. The yearly cumulative goal for any year shall be deemed to have been accomplished, if at the time of checking performance for that year, the practices outlined in the goal are found to have been carried out and maintained on the ranching unit in accordance with the specifications set forth for such practices. For this purpose it is to be assumed that performance of the practice "natural reseeding by limited grazing" and its attendant requirements as indicated in Section III, A, 1, is worth 40 percent of the yearly range-building allowance. In establishing the yearly cumulative range-building goal the practices listed in subsection C below, with the assigned rates shall be used as a guide. No rates shall apply to other requirements or practices but shall be considered necessary contributions of the ranch operator upon which all payments are contingent.

In the event of a change in the identity of the ranching unit after the establishment of the range-building goal, or the yearly cumulative goals, the appropriate modifications shall be made in these goals for the ranching unit.

C. Range-Building Practices.

1. Reseeding of Range Land:

- |   |  |
|---|--|
| a. Reseeding depleted range land with good seed of adapted varieties of range grasses, legumes, or forage shrubs. | \$0.20 per pound specified but not in excess of \$2.00 per acre. |
|---|--|

2. Erosion and Runoff Control:

- b. (1) Contour listing, furrowing, or subsoiling:

For listing, furrowing, or subsoiling range land on the contour.	\$0.50 per acre.
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- (2) Contour ridging:

For ridging range land on the contour.	\$0.10 per 100 linear feet.
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- c. Spreader dams and terraces:

For constructing spreader dams



and spreader terraces alone  
or in combination with each other  
for the diversion of surface water  
to prevent soil washing of range  
land,

- |                        |  |
|------------------------|--|
| (1) Spreader dams.     | \$0.15 per<br>cubic yard<br>of material. |
| (2) Spreader terraces. | \$0.40 per 100<br>linear feet.           |

3. Development of Stock Water on Range Land.

- d. Excavations, dams, or fills: \$0.15 per  
cubic yard  
of fill or  
excavation.

For constructing dams, fills, or  
excavations for the purpose of  
supplying water for range livestock.  
This practice shall not be eligible  
for use in attaining the range-building  
goal unless performed according to  
specifications outlined by the State  
Committee and approved by the Director  
of the North Central Division.

e. Wells:

- |  |                            |
|--|----------------------------|
| (1) For drilling or digging wells with<br>casing not less than 4 inches in<br>diameter, for the purpose of pro-<br>viding water for range livestock.<br>This practice shall not be eligible<br>for use in attaining the range<br>building goal unless a windmill or<br>power pump is installed and the<br>water is conveyed to a tank or storage<br>reservoir or if the well is developed<br>at ranching unit headquarters.<br>The development of an artesian well<br>which provides adequate stock water<br>during the grazing season and from<br>which the water is conveyed to a tank<br>or trough will be considered equivalent<br>to a well for which a windmill or power<br>pump is installed and the water is<br>conveyed to a tank or storage reservoir. | \$2.00 per<br>linear foot. |
| (2) For drilling or digging wells with<br>casing less than 4 inches but not less<br>than 2 inches in diameter, for the<br>purpose of providing water for range   | \$1.00 per<br>linear foot. |



livestock. This practice shall not be eligible for use in attaining the range-building goal unless a windmill or power pump is installed and the water is conveyed to a tank or storage reservoir or if the well is developed at ranching unit headquarters. The development of an artesian well which provides adequate stock water during the grazing season and from which the water is conveyed to a tank or trough will be considered equivalent to a well for which a windmill or power pump is installed and the water is conveyed to a tank or storage reservoir.

Section XIII. Determination of County in Which a Ranching Unit is Located. A ranching unit shall be regarded as located in the county in which its principal dwelling is situated, or if there is no dwelling thereon it shall be regarded as located in the county in which the major portion of the ranching unit is located.

Section XIV. Appeals. Any person who considers himself aggrieved by any recommendation or determination of the county committee with respect to any ranching unit in which he has an interest may, within 15 days after notice thereof is forwarded to or available to him request the county committee in writing to reconsider its recommendation or determination with respect to any of the following matters: (a) eligibility to file an application for payment, (b) grazing capacity established for the range land in such ranching unit, or (c) any other matter affecting the right to or the amount of his payment with respect to the ranching unit. The county committee shall notify such person of its decision in writing within 15 days after receipt of such written request for reconsideration. If such person is dissatisfied with the decision of the county committee he may, within 15 days after such decision is forwarded to or made available to him, appeal in writing to the State committee. The State committee shall notify such person of its decision in writing within 30 days after the receipt of the appeal. If such person is dissatisfied with the decision of the State committee, he may, within 15 days after such decision is forwarded to or made available to him, request the Director of the North Central Division to review the decision of the State committee.

Section XV. Definitions. For the purpose of the 1938 Jones County, South Dakota, Range Conservation Program,

SECRETARY means the Secretary of Agriculture of the United States.

NORTH CENTRAL REGION means the area included in the States of Illinois, Indiana, Iowa, Michigan, Minnesota, Missouri, Nebraska, Ohio, South Dakota, and Wisconsin.

NORTH CENTRAL DIVISION means the Division of the Agricultural Adjustment Administration in charge of the 1938 Agricultural and Range Conservation Programs in the North Central Region.



DIRECTOR OF THE NORTH CENTRAL DIVISION means the director of the division of the Agricultural Adjustment Administration in charge of the 1938 Agricultural and Range Conservation Program in the North Central Region.

STATE COMMITTEE means the group of persons designated for any State to assist in the administration of the 1938 Agricultural Conservation and the 1938 Range Conservation Program in such State.

COUNTY AGRICULTURAL CONSERVATION ASSOCIATION or COUNTY ASSOCIATION means the association of the county organized to assist in the administration of the 1938 Agricultural and Range Conservation Programs in such county.

COUNTY COMMITTEE means the group of persons elected for any county to assist in the administration of the 1938 Agricultural Conservation Program and the 1938 Range Conservation Program in such county.

PERSON means an individual, partnership, association, corporation, estate, or trust, and wherever applicable a State, a political subdivision of a State, or any agency thereof.

RANGE BUILDING GOAL means that goal established for the ranching unit under the provisions of subsection A, Section XII.

CUMULATIVE GOAL or YEARLY CUMULATIVE GOAL is that goal established for the ranching unit for each year, 1938, 1939, and 1940, under the provisions of subsection B, Section XII.

RANGE-BUILDING PAYMENT means a payment for the attainment of the yearly cumulative goal approved for the ranching unit.

RANGE-BUILDING ALLOWANCE means the largest amount for any ranching unit which may be earned in any one year as a range-building payment on such ranching unit.

RANCH OPERATOR means a person who as owner, cash tenant, or share tenant operates, or a person who acts in similar capacity in the operation of, a ranching unit in 1938.

RANGE LAND means any land in which a ranch operator has such a legal estate or interest as to give him control thereof, which produces forage grazed by range livestock, without cultivation or general irrigation. Range land shall not include public domain of the United States, and other lands in which the beneficial ownership is in the United States.

RANCHING UNIT means all range land which is used in 1938 by the ranch operator as a single unit in producing range livestock, with machinery, workstock, and labor substantially separate from that of any other range land. The ranching unit shall consist of not less than 640 acres of range land.

ANIMAL UNIT means one cow, one horse, five sheep, or five goats, or the equivalent thereof.



GRAZING CAPACITY OF RANGE LAND means the number of animal units which such land will sustain, on a 12-month basis, over a period of years without decreasing the stand of grass or other grazing vegetation, and without injury to the forage, tree growth, or watershed.

(SEAL)

IN TESTIMONY WHEREOF, H. A. Wallace,  
Secretary of Agriculture, has hereunto  
set his hand and caused the official  
seal of the Department of Agriculture  
to be affixed in the City of Washington,  
District of Columbia, this 9th day of  
June, 1938.

*H A Wallace*

Secretary of Agriculture.